BILL NO. Z-71-09-24

ZONING MAP ORDINANCE NO. Z-W

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. CC-8.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B-1-B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereto; and the symbols on the City of Fort Wayne Zoning Map No. CC-8, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

A portion of land approximately 460' x 200' ± located in the southwest corner of the intersection of Fairfield Ditch and Bluffton Road, more particularly described as follows:

Part of Lot Numbered 1 in Richardsville Reserve, West of the St. Marys River, Fort Wayne, Allen County, Indiana, described as follows, being part of space described by Deed Instrument No. 70-3863; to-wit: Commencing at the North corner of Lot Numbered 8 in Richardsville Reserve, West of the St. Marys River; thence Northwesterly along the Northeasterly line of Lot Numbered 9 in the aforementioned Richardsville Reserve 310.26 feet to a point on the centerline of the Fairfield Ditch; thence Easterly and Northeasterly following the meanderings of the said centerline of the Fairfield Ditch 815.0 feet to the point of beginning of area to be rezoned, said point situated on the Westerly right-of-way line of the Bluffton Road (Indiana State Road Numbered 1 and 3); said point of beginning more particularly described as being located 50 feet West of the centerline of the existing bridge of the Fairfield Ditch on State Road Numbered 1 and 3; thence South 440 lineal feet along and parallel to the West right-of-way line of said Road Numbered 1 and 3 to a point; thence turning an interior angle 90 degrees, 00 minutes West and projecting a distance of 200 feet to a point; thence Northerly 200 feet West of and parallel to said West right-of-way line of State Road Numbered 1 and 3, 290± lineal feet to a point located on the

Northwesterly low water line of the Fairfield Ditch; thence northeasterly along and parallel to said low water line of Fairfield Ditch to its point of intersection with said West right-of-way line of State Road Numbered 1 and 3; thence South 20± lineal feet to the point of beginning.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Herbert H. Tipton
Councilman

APPROVED AS TO FORM
AND LEGALITY
CITY ATTORNEY

Read the first time in full and on motion by Tipton seconded by Robinson, and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) ~~(and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 19 ___, at _____ o'clock P.M., E.S.T.~~

Date: 9-28-71 Fred G. Bonahoom
City Clerk

Read the third time in full and on motion by _____, seconded by _____ and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
Adams				
Dunifon				
Fay				
Geake				
Nuckols				
~~Robinson~~				
Rousseau				
Steigerwald				
Tipton				

Date _____
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) ~~(General) (Annexation) (Special) (Appropriation)~~ Ordinance ~~(Resolution)~~ No. Z-_____ on the _____ day of _____, 19 ____.

ATTEST: (SEAL)

City Clerk

Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 19 ____ at the hour of _____ o'clock ___.M.,E.S.T.

City Clerk

Approved and signed by me this ____ day of _____, 19 ___, at the hour of _____ o'clock _____.M.,E.S.T.

Mayor

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on September 28, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-09-24; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 15, 1971; and,

WHEREAS, a letter requesting withdrawal of the proposed ordinance has been filed with the City Plan Commission by the petitioner;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be withdrawn in accordance with the written request of the petitioner;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held November 22, 1971.

Certified and signed this 30th day of November 1971.

Mary Ann Haynie

Mary Ann Haynie
Secretary

Bill No. Z-71-09-24

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. CC-8,

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance ~~PASS~~. do with drawn

HERBERT G. TIPTON, Chairman — Herbert G. Tipton

JACK K. DUNIFON, Vice-Chairman — Jack K. Dunifon

THOMAS G. ADAMS — Thomas G. Adams

WILLIAM K. CEAKE — William K. Ceake

DONALD J. SCHMIDT — Donald J. Schmidt

~~XXXXXXXXXXXXXXX~~

CONCURRED IN

DATE 12-14-71 FUAD G. BONAHOOM, CITY CLERK

Prescribed by [illegible] ard of Accounts

A.E. BOYCE CO., MUNCIE, IND. GENERAL FORM NO. 352

RECEIPT

No 94

GENERAL FUND

FT. WAYNE, IND. August 31 1971

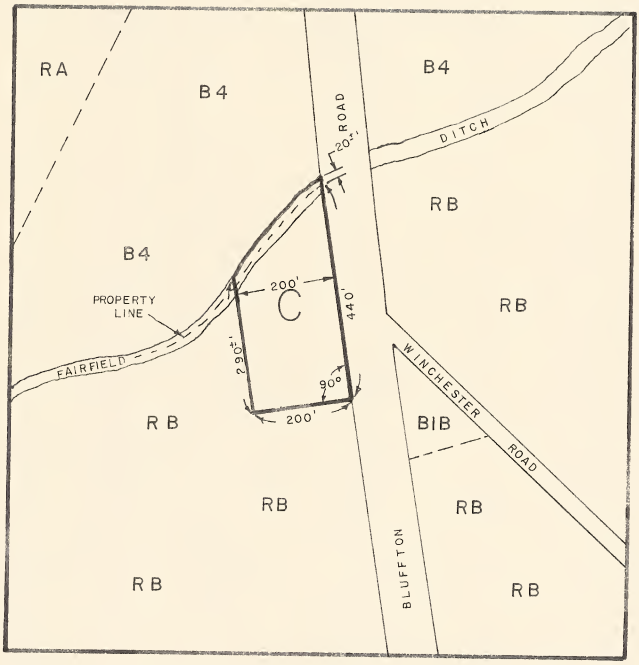
RECEIVED FROM William Wright $ 50.00

THE SUM OF Fifty no/100 DOLLARS

ON ACCOUNT OF Petition to Rezone West Side Bluffton Rd. at Intersection of Winchester Rd.

Vivian B. Huffman

AUTHORIZED SIGNATURE



C CHANGE FROM RB TO BIB

Z-71.09-24

N

DATE 8-31-71

PETITION FOR ZONING ORDINANCE AMENDMENT

No. _____

TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

DATE FILED: _____

INTENDED USE: _____

I/We WILLIAM WRIGHT
Applicant's Name or Names

Do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana by reclassifying from an RB District to a B/B District the property described as follows:

A portion of land approximately 460' x 200' ± located in the southwest corner of the intersection of Fairfield Ditch and Bluffton Road, more particularly described as follows:

General Description (Prepared by Planning Staff)

see reverse side for the legal discription

Legal Description Checked by (City Engineer) Duane C Embury for Ron Bonar

The Undersigned applicant (s) upon the execution and submission of this application and petition for zoning ordinance amendment, understands and agrees that:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the Office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or for the ordinance to be taken under advisement is filed within the required time, the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. Also, in the event, a request is filed for continuance or delay in the consideration of an ordinance, it shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and informing him of the time and place of the next meeting at which the proposed ordinance will be considered. In the event the time and place of the meeting is not known at the time that the request for continuance is filed, it shall be the duty of the petitioner to notify all persons notified by the Plan Commission Office when the time and place of hearing is determined.

I/We hereby certify that as the undersigned, I am / We are the owner (s) of fifty-one percentum or more of the property described in this petition.

Name	Address	Signature
WILLIAM WRIGHT	5200 BLUFFTON Rd. FORT WAYNE IND.	William N. Wright

This petition for zoning ordinance amendment prepared by:

Name	Address	Telephone Number
AL MONTBRIAND (FOR MARTIN OIL SERVICE INC.)	904 N. READING BLOOMFIELD HILLS, MICH. 48013	313 642 2528

City Plan Commission - One Main Street - City-County Building - Fort Wayne, Indiana - 423-7571

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MARTIN OIL SERVICE, INC.

November 17, 1971

City of Fort Wayne
City Plan Commission
City-County Building
One Main Street
Fort Wayne, Indiana

RE: Bill No. Z-71-09-24

Gentlemen:

We respectfully request your permission to withdraw the aforementioned petition from consideration. Due to unforseen circumstances, the area considered for rezoning was inadequately described.

It is our intention to submit a new petition for the correct area to be rezoned.

Your cooperation in this matter is sincerely appreciated.

Very truly yours,

MARTIN OIL SERVICE, INC.

Charles E. Anderson, Manager
Engineering and Construction

CEA/nd

CC: R. W. Parlier

4501 W. 127th ST., ALSIP, ILL. • P.O. BOX 298, BLUE ISLAND, ILL. 60406 • 312-928-6700